

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Koji (nmi) Takeguchi
Serial No.: 10/775,929
Filing Date: February 10, 2004
Group Art No.: 2664
Confirmation No.: 8578
Title: Upgraded Flexible Open Ring Optical Network and Method

Mail Stop: Amendments
Commissioner For Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

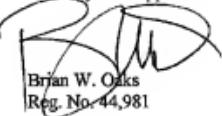
Under 37 C.F.R. §§ 1.56, 1.97, and 1.98, Applicant respectfully requests that the references listed in the attached PTO-1449 form be considered and cited in the examination of the Application. The present Application was filed after June 30, 2003. Therefore, under the July 11, 2003, waiver of 37 C.F.R. § 1.98(a)(2)(i) by the U.S. Patent and Trademark Office, copies of U.S. Patents and U.S. Patent Application Publications listed in the attached PTO-1449 form are not enclosed. Copies of all other references are enclosed for the convenience of the Examiner.

REMARKS

Pursuant to 37 C.F.R. § 1.97(b)(3), Applicant believes that this Information Disclosure Statement has been filed before the mailing date of the first Official Action in this case. Therefore, Applicant believes that no fee is due. However, if a fee is required, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts, L.L.P.

Respectfully submitted,
BAKER BOTTS L.L.P.

Attorneys for Applicant



Brian W. Oaks
Reg. No. 44,981

Date: May 23, 2006

Correspondence Address:

Customer Number 05073

PTO-1449 Information Disclosure Citation In an Application		Application No. 10/775,929	Applicant(s) Koji (nml) Takeguchi	
		Docket Number 064731.0350	Group Art Unit 2664	Filing Date February 10, 2004

U.S. PATENT DOCUMENTS

		DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE
A		6,701,085	03/02/2004	Muller			
B		6,895,184	05/17/2005	Way			
C		2005/0111495	05/26/2005	Gumaste et al.			
D							
E							
F							

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
G	WO 2004/107617	12/09/2004	PCT				
H	EP 1 564 933	08/17/2005	European Patent Office				
I							

NON-PATENT DOCUMENTS

	DOCUMENT (Including Author, Title, Source, and Pertinent Pages)	DATE
J	Communication from the European Patent Office, European Search Report for Application No. EP 04 02 6005, 05/03/2006, 3 pages	05/03/2006
K	Gumaste et al., "Benefits of Optical Subnets in WDM Ring Networks," First International Conference on Optical Communications and Networks, November 11-14, 2002, World Scientific Singapore, page 99-103	11/11/2002 through 11/14/2002
L		
M		
N		
O		

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.